

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE, NORTH CAROLINA

The telephone number for the United States Bankruptcy Court is (704) 350-7500

In response to COVID-19, hearings scheduled before Judge J. Craig Whitley for September 28 - October 2, 2020 will be held telephonically or virtually via ZoomGov. Below is the weekly calendar of hearings. Please see the daily calendars for the dial-in information for telephonic hearings, and the point of contact for the needed link, codes and dial-in information for virtual hearings.

PLEASE SCROLL DOWN TO VIEW THE COURT CALENDARS

09/28/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, SEPTEMBER 28, 2020

9:30 a.m. (Telephonic hearings)

1)	11	Shailesh Patel Meena Patel	20-30455	Hearing on Debtors' Motion for the Extension of Time to File a Chapter 11 Plan (52)
		PEARCH MARTINEZ, TR.		

2)	7	Victoria L. Griffin	20-30485	Hearing on Trustee's Motion to sell Real Property (16); Response of Wells Fargo Bank, N.A. (18)
		CROW MITCHELL, TR. VINING		

3)	7	Robin A. Sherrill	20-30564	Hearing on Reaffirmation Agreement Between Debtor and Ally Bank (6)
		KAKASSY		

4) 7 Perfect Fit Industries, 20-30706 Hearing on Trustee's Second Motion
LLC for Authority to Pay Souder Properties,
Inc. as an Administrative expense (50)

Hearing on Trustee's Motion for
Contempt of Court Against SV
Logistics and Request for Sanctions
(53)

GORMAN/GRIER
TAYLOR, TR.

5) 7 Marc W. Huberman 19-31234 2nd continued compliance hearing
regarding Order Finding Debtor in
Civil Contempt (111)

PRO SE
SHUFORD, TR.

6) Adv Lynn K. Hock 19-3016 Hearing on Plaintiff's Motion for
v. Ch. 7 Summary Judgment (18/26)
Department of 18-31795
Education

Hearing on f Defendant's Motion for
Summary Judgment (19/26)

Continued for Pretrial Conference (17)

LAYTON
JOHNSON

7)	11	Garry W. Beam Debra H. Beam	16-40485	7th continued hearing on Motion of the IRS to Dismiss Case (235/124)
				3rd continued hearing on Motion of Garry W. Beam to Convert to Chapter 7 (237)
				3rd continued hearing on Motion of Buford A. Tyler, Jr. for Conversion or Dismissal (235/210)
				2nd continued hearing on Amended Disclosure Statement (154/149/137); Preliminary Objection of Buford A. Tyler, Jr. (165)
				2nd continued hearing on Amended Chapter 11 Plan (150); Preliminary Objection of Buford A. Tyler, Jr. (165)

JOHNSON
ABEL, BA
SHELTON

10:30 a.m.

8)	Adv	Shaf International, Inc. v. Jaffer Sait Mohammed	19-03067 Ch. 7 19-30646	4th continued hearing on Defendant's Amended Motion to Dismiss (13/10)
				Continued for status hearing regarding Order Granting Leave to File Second Amended Complaint (27)

WELLS / UMBERGER
J. TAYLOR

CONTINUED TO 10/26 AT 2:00 P.M.

09/29/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, SEPTEMBER 29, 2020

9:30 a.m. (Telephonic hearing)

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|--------------|-----|--|--------------------------------|--|
| 1) | 11 | Electronic Tech, Inc.

HAYES
MARTINEZ, TR. | 20-30595 | Confirmation hearing of Plan of
Reorganization (44) |
| <p>-----</p> | | | | |
| 2) | 11 | C.B. Honeycutt Grading,
Inc.

WOODMAN
BROWN, TR.
MCLACHLAN
WHELEHAN | 20-30658 | 4th continued hearing on Debtor's
Emergency Motion for Authority to Use
Cash Collateral (5/48/83/106)

2nd continued hearing on Motion of
People's United Equipment Finance Corp.
for Relief from the Automatic Stay or, in
the Alternative, for Adequate Protection
(65); Debtor's Objection (92) |
| <p>-----</p> | | | | |
| 3) | Adv | The Finley Group,
<i>Liquidating Agent for</i>
<i>Redf Marketing, LLC</i>
v.
Daniel J. Roselli and
Sara G. Roselli

HOUSTON/BROWN
PEARCE | 17-03063
Ch. 11
12-32462 | 6th continued status hearing regarding
Order Denying Motion to Disqualify
and Granting Motion for Sanctions (109) |
| <p>-----</p> | | | | |

4) 11 Avivar Hospitality, LLC 20-30789 Continued for final hearing on Debtor's
Emergency Motion for Authority to Use
Cash Collateral (24/3)

WRIGHT/BROWN

5) 11 Schletter Inc. 18-40169 Hearing on Joint Motion of Plan
Proponents for Entry of an Order (I)
Conditionally Approving the Disclosure
Statement in the Combined Disclosure
Statement and Joint Chapter 11 Plan of
Liquidation; (II) Scheduling a Plan
Confirmation Hearing; (III) Approving
Solicitation Packages and Procedures; [\[IV
was skipped in heading of Motion\]](#) (V)
Approving the Form of Ballot, (VI) Setting
Administrative Claim Bar Date and (VI)
Granting Related Relief (417)

Hearing on Joint Motion and
Memorandum of Law in Support of
Defendant, Proposed Class Representative
and Committee to (I) Approve the
Settlement Agreement, (II) Preliminarily
Approve the Settlement Agreement, (III)
Certify the Class for Settlement Purposes,
Including the Appointment of Class
Counsel and the Class Representative, (IV)
Approve the Form and Manner of Notice
to Class Members of the Settlement, (V)
Schedule a Fairness Hearing to Consider
Final Approval of the Settlement
Agreement, (VI) Finally Approve the
Settlement Agreement Following the
Fairness Hearing, and (VII) Grant Related
Relief (418)

GHIDINA/CRABTREE
JOHNSTON/ROSALUK/MARTIN
ABEL, BA

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|---|-----|---|-------------------------------|---|
| 6) | Adv | Ace Motor Acceptance Corporation
v.
McCoy Motors, LLC, et al. | 18-3036
Ch. 11
18-30426 | 3rd continued status hearing (199) |
| <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> J. HENDERSON
ABEL, BA
LANG
LUZUM / ERWIN / HOLTGREWE </div> <div style="width: 50%; text-align: right;"> </div> </div> | | | | |
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| 7) | 11 | Ace Motor Acceptance Corporation | 18-30426 | 3rd continued status hearing regarding Objection of the Plan Proponents to Claim of McCoy Motors [Claim No. 34-1] (291) |
| <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> J. HENDERSON
BROWN </div> <div style="width: 50%; text-align: right;"> </div> </div> | | | | |
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| 8) | 11 | Calvin R. Kennedy
Cynthia M. Kennedy | 20-30208 | 4th continued hearing on Motion of Wilmington Savings Fund Society FSB d/b/a Christiana Trust (1) to Enjoin Use of Cash Collateral (2) to Determine Proceeding Single Asset Real Estate Case; and (3) Alternatively for Relief from Stay (32); Debtors' Response (34); Order Approving Motion to Prohibit Use of Cash Collateral (43) |
| <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> J. HENDERSON
ABEL, BA
PETTIT </div> <div style="width: 50%; text-align: right;"> </div> </div> | | | | |
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| 9) | 11 | BK Racing, LLC | 18-30241 | Hearing on Objection of Matthew Smith, former Chapter 11 Trustee, to North Carolina Department of Revenue Claim (469); Response of the North Carolina Department of Revenue (489) - <i>Resolved by Consent Order</i>

Hearing on Objection of Matthew Smith, former Chapter 11 Trustee to Sareen and Associates Inc. Claim (473); Response of Sareen & Associates, Inc. (486) |
| <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> PRO SE
SMITH, TR./MARTINEZ
WILLIAMS
***** </div> <div style="width: 50%; text-align: right;"> </div> </div> | | | | |

1:00 p.m. (ZoomGov hearing)

10) 11 Aldrich Pump, LLC 20-30608

Hearing on Debtors' Motion for an Order Appointing Joseph W. Grier, III as Legal Representative for Future Asbestos Claimants (276); Opposition of the Official Committee of Asbestos Personal Injury Claimants (324); Debtors' Reply (343); Bankruptcy Administrator's Response (344)

Hearing on Debtors' Motion for Order Directing Submission of Personal Injury Questionnaires by Pending Mesothelioma and Lung Cancer Claimants (297)

Hearing on Motion of the Official Committee of Asbestos Personal Injury Claimants for an Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants (324); Debtors' Response (343); Bankruptcy Administrator's Response (344)

MILLER
THOMPSON
ABEL, BA

NO COURT

HONORABLE J. CRAIG WHITLEY

**THERE ARE NO HEARINGS SCHEDULED FOR
SEPTEMBER 30 - OCTOBER 2, 2020**

**SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.**